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10 Attorneys for CITY OF EUREKA
11 Creditor and Real Party in Interest

12 UNITED STATES BANKRUPTCY COURT

13 NORTHERN DISTRICT OF CALIFORNIA

14 SANTA ROSA DIVISION

15
16 In re:

17 FLOYD E. SQUIRES III AND
18 BETTY J. SQUIRES,

19 Debtors.

CASE NO. 17-10828 WJL 11

Chapter 11

**DECLARATION OF FIRE CAPTAIN
NATHAN BAXLEY IN SUPPORT OF
CITY OF EUREKA'S MOTION TO AP-
POINT CHAPTER 11 TRUSTEE**

Date: March 26, 2018

Time: 9:00 a.m.

Judge: Hon. William Lafferty

Location: U.S. Courthouse
3140 Boeing Avenue
McKinleyville, CA

24 I, Nathan Baxley, declare as follows;

25 1. I am currently employed as a Fire Captain with the Humboldt Bay Fire Department. I
26 have personal knowledge of the matters and facts set forth herein, and if called as a witness could,
27 and would, testify competently thereto.
28

1 2. Attached hereto as Exhibit A is a true and correct copy of an email I sent to Matt
2 Morgan regarding an incident at 2941 California, Unit H on February 22, 2018. All of the state-
3 ments in the email are true and correct and accurately reflect my experience and observations as does
4 the following:

5 3. Engine 8113 responded to a medical aid at the above address for a report of a 40 year
6 old male with abscesses to his lower legs and unable to walk.

7 4. Upon arrival, our engine company first noticed and commented on the large amount
8 of water draining from the front porch and from underneath the unit. As we entered the apartment,
9 standing water could be found throughout the kitchen area.

10 5. The cooking stove had been removed from the wall and disassembled, parts from the
11 stove were lying on the stove as well as a small amount of marijuana and other drug paraphernalia
12 (used syringes).

13 6. It should be noted that garbage and rotten food was everywhere. Graffiti also littered
14 the walls.

15 7. As we entered deeper into the apartment at least 12 people scattered and crammed in-
16 to the back room, I was met by a woman who pointed to our medical patient.

17 8. The male subject was lying in the corner on the floor with a milk container full of
18 urine by his side.

19 9. There was also several used syringes around our patient and strewn about the apart-
20 ment's floor.

21 10. On several occasions while assessing the patient, occupants of the apartment would
22 present themselves and then disappear back into the back room. The other occupants behavior was
23 erratic and presented a safety concern for my engine company.

24 11. The living conditions were so appalling that I instructed my crew to not put any of
25 our medical gear on the apartment floor.

26 12. The same woman that I was initially met by stated that he had been lying on the floor
27 in the same position for nearly a week. The patient's legs were in fact abscessed and rotten, the
28 smell of feces and rotting flesh was as bad as I have experienced in my 13 years here.

1 13. Our Engine Company with assistance from City Ambulance was able to wrap the pa-
2 tient in a sterile blanket.

3 14. While moving the patient from his sitting position, dried feces was caked to both the
4 patient as well as his makeshift bedding.

5 15. While loading the patient onto the gurney, occupants continued to move in and out of
6 the house.

7 16. The patient was loaded and transported to St. Joseph and reported later that the gan-
8 grene had spread throughout his body, his status is unknown at this time.

9 17. Engine 8113 sterilized our PPE and equipment before getting back onto the engine
10 (this practice is not common) and returned to quarters.

11 18. I've been in several occupancies here in Eureka that are deplorable, this one was one
12 of the worst and words cannot create a realistic picture of how unsanitary those living conditions are.

13 I declare under penalty of perjury under the laws of the United States that the above statements
14 are true and correct, and with respect to those matters stated on information and belief, I believe them
15 to be true and correct.

16 Dated: February 23, 2018.



Nathan Baxley
Fire Captain
Humboldt Bay Fire Department

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